KEY TO BRIEFS

1 Motion for Leave to File Complaint, Complaint and Brief in Support of Motion

2 Opposition to Motion for Leave to File Complaint Against the State of Louisiana, and Brief in Support of Opposition

3 Memorandum for the United States in Reply to Louisiana's Brief in Opposition to Motion for Leave to File Complaint

4 Motion for Injunction and Brief in Support of Motion

5 Memorandum for the United States on Maintenance of Status Quo

6 Motion to Dismiss, and Defendant's Opposition to Plaintiff's Motion for Injunction, with Supporting Brief

7 Motion to Dismiss on Jurisdictional Grounds

8 Motion for Entry of Default and for Leave to Proceed ex parte and Brief in Support of Motion

9 Brief for the United States in Opposition to Defendant's Motion to Dismiss on Jurisdictional Grounds

10 Reply Brief of the State of Louisiana on Motion to Dismiss on Jurisdictional Grounds

11 Opposition to Plaintiff's Motion for Entry of Default and for Leave to Proceed ex parte and Supporting Brief

12 Application by Anderson-Prichard Oil Corporation, Lessee of Both Parties, for Extraordinary Relief and for Amendment or Interpretation of Decree

13 Brief in Support of Application by Anderson-Prichard Oil Corporation, Lessee of Both Parties, for Extraordinary Relief and for Amendment or Interpretation of Decree

14 Motion to Dismiss as Moot Application of Anderson-Prichard Oil Corporation for Extraordinary Relief and for Amendment or Interpretation of Decree and Memorandum in Support of Motion

15 Answer of the State of Louisiana

16 Motion by the State of Louisiana to Take Depositions

17 Motion for Judgment and Statement with Respect to Motion

18 Memorandum for the United States in Opposition to Motion by the State of Louisiana to take Depositions

19 Reply to the Motion for Judgment and to the Opposition of the United States to Louisiana's Motion to Take Depositions

20 Motion for Leave to File Intervention, Brief in Support of Motion, and Interveners' Answer

21 Brief for the United States in Support of Motion for Judgment

22 Memorandum for the United States in Opposition to the Motion of the Parishes of St. Bernard, Plaquemines, Jefferson, Iberia and St. Mary for Leave to File Intervention

23 Memorandum for Interveners in Answer to Opposition Memorandum by the United States

24 Brief of the State of Louisiana in Opposition to Motion for Judgment by the United States

25 Appendix to Brief on Behalf of the State of Louisiana

26 Motion for Reconsideration of Order Denying Right of Intervention, and Supporting Brief in Answer to U.S. Brief for Judgment

27 Reply of the State of Louisiana to Brief of the United States on Motion for Judgment

28 Brief for the United States in Reply to Louisiana's Opposition to Motion for Judgment, and in Opposition to Louisiana's Motion to Take Depositions

29 Memorandum for the United States Regarding the Motion of the State of Texas for Leave to File a Brief as Amicus Curiae

30 Motion for Leave to File and Brief of the State of Texas, Amicus Curiae

31 Memorandum for the State of Louisiana Regarding the Motion of the State of Texas for Leave to File a Brief as Amicus Curiae, and the Memorandum by the United States in Response Thereto

32 Intervention of the State of Alabama with Supporting Brief

33 Amended Complaint and Statement with Respect to Amended Complaint

34 Separate Answer of the State of Mississippi to Amended Complaint

35 Answer of Defendant the State of Texas to Second Cause of Action

36 Defenses to Amended Complaint

37 Answer of the State of Louisiana to the Amended Complaint

38 Motion for Pretrial Conference and Statement in Support of Motion

39 Answer and Cross-Bill of State of Alabama to Amended Complaint

40 Motions for Judgment and for Dismissal of Cross-Bill Filed by the State of Alabama, and Memorandum in Support of Motions and in Response to Defendants' Motion for Pretrial Conference

41 Answer of the State of Texas to the Motion of the U.S. for Judgment; Motion for Leave to Take Evidence; Motion for Severance and for Separate Trial and Argument; and Statement in Support of Motions and in Reply to Response of the U.S. to Motion for Pretrial Conference

42 Answer of the State of Florida to the Motion of the U.S. for Judgment; Motion for Leave to Take Evidence; and Statement in Support of Motions and in Reply to Response of the United States to Motion for Pretrial Conference

43 Answer of the State of Louisiana to the Motion of the United States for Judgment

44 Answer of Alabama to Motion of United States for Judgment and Motion to Dismiss Cross-Bill

45 Answer of the State of Mississippi to the Motion of the U.S. for Judgment; Motion for Leave to Take Evidence; and Statement in Support of Answer and Motion

46 Memorandum for the United States in Opposition to Motions for Leave to Take Evidence and for Severance

47 Joint Memorandum of the States of Louisiana, Texas, Mississippi, Alabama, and Florida Pertaining to Schedule for Filing of Briefs and Order of and Allotment of Time for Oral Argument

48 Brief for the United States in Support of Motion for Judgment on Amended Complaint

49 Brief for the State of Alabama in Opposition to Motion for Judgment on Amended Complaint

50 Joint Brief for the Defendant States on Common Questions

51 Brief of the State of Texas

N.B. No "Key" numbers will be assigned to briefs filed after August 13, 1958. They shall be introduced by title targets.

STATUTES OF THE REPUBLIC OF TEXAS ON COASTAL WATERS CONTINUED

Date	Laws of Texas (Gammel)	Legislative Body	Subject Matter or Action Taken
June 23, 1845	II, 1200-1202	Extra Session of 9th Congress, 4-6	"Joint resolution giving the consent of the existing government to the annexation of Texas to the United States." This is the joint resolution of the Texas Senate and House of Representatives, accepting the terms of the joint resolution passed by the United States Senate and House.
June 27, 1845	II, 1212	Extra Session of 9th Congress. 16	A joint resolution to establish a mail route between Galveston and New Orleans, by chartering any Texian vessel, plying between the above named ports, for carrying the public mail.
June 28, 1845	II, 1215	Extra Session of 9th Congress, 19	A joint resolution for relief of disabled seamen, landsmen, and marines who were wounded in the action of May 16, and April 30, 1843, off the coast of the Yucatan.

Appendix F

LIST OF PUBLISHED ACCOUNTS OF THE ACTIVITIES OF THE TEXAS NAVY

Of the published accounts of the activities of the Texas Navy the more complete ones are:

Dienst, Dr. Alex, *The Navy of the Republic of Texas*, 1909;

Douglas, C.L., *Thunder on the Gulf or The Story of the Texas Navy*, 1936;

Hill, Jim Dan, *The Texas Navy*, 1937.

Other brief accounts or references may be found in:

Baker, D. W. C., *A Texas Scrapbook*, 1875, pp. 70-80;

Bancroft, H. H., *A History of the North American States and Texas*, 1886, vol. 16, pp. 271-272, 283-284, 350-352;

Barker, Eugene, *Texas History*, 1929, p. 357;

Brown, John Henry, *History of Texas*, 1893, vol. 2, pp. 85, 126-128, 198-200;

Christian, A. K., *Mirabeau Bounaparte Lamar*, 1922, pp. 45-50, 150, 157-162;

Johnson, Frank W., *A History of Texas and Texans*, 1916, pp. 77-79, 314, 328, 459, 469-470;

Houston, Andrew Jackson, *Texas Independence*, 1938, pp. 268-286;

Moore, Commodore E. W., *To the People of Texas*, 1843;

Moore, Francis J., *Map and Description of Texas*, 1840, p. 40;

McMaster, J. B., *A History of the People of the United States from the Revolution to the Civil War*, Vol. 6, 1910, pp. 269-270;

Roemer, Dr. Ferdinand, *Texas*, 1849, p. 51;

Schmitz, Joseph William, *Texan Statecraft*, 1941, pp. 52-54, 135-139;

Thrall, H. S., *A Pictorial History of Texas*, 1885, pp. 219, 298-299;

Yoakum, Henderson K., *History of Texas*, 1855, vol. 2, pp. 124, 212-213, 216-217, 271, 307, 381-384.

Appendix G

COPY OF AFFIDAVIT SHOWING DEPARTMENT OF INTERIOR'S CONSTRUCTION OF SUBMERGED LANDS ACT AND OUTER CONTINENTAL SHELF LANDS ACT

STATE OF TEXAS)
COUNTY OF TRAVIS)

BEFORE ME, the undersigned authority, on this 29th day of July, 1958, personally appeared BILL ALLCORN, to me well known, who after being by me duly sworn, did depose and say:

"I am Commissioner of the General Land Office of the State of Texas.

"That the papers, records, and documents of the General Land Office of the State of Texas show:

"That from May 22, 1953, the effective date of the Submerged Lands Act, to date, the General Land Office has held nine sales of mineral leases in submerged lands off the coast of Texas and between the three mile and three marine league lines;

"That the dates of these sales were: September 1, 1953; December 1, 1953; September 7, 1954; May 3, 1955; September 6, 1955; July 3, 1956; December 4, 1956; June 4, 1957; and March 4, 1958;

"That a total of 311 tracts, comprising approximately 472,310 acres, have been offered for lease and a total of some 165 tracts, comprising approximately 313,672 acres, have actually been leased, and the total consideration, or bonus, paid to the State for these leases was more than $20,000,000.00;

"That on the permanent mailing list maintained by the General Land Office for the purpose of sending notices of all lease sales conducted by the School Land Board of the State of Texas, is the U. S. Department of Interior, 650 Federal Building, New Orleans, Louisiana;

"That four copies of these notices are transmitted to this addressee in the normal course of business;

"That no protest of Texas lease sales have been made by this or any other arm of the Federal Government;

"That the Department of the Interior and the General Land Office have in general cooperated in the administration of the submerged lands areas under their respective jurisdictions since the effective date of the Submerged Lands Act;

"That in lease sales, the line three marine leagues from the coast of Texas has been respected by each, the General Land Office leasing only within, and the Department of the Interior leasing only without, that line;

"That the Department of the Interior has by agreement utilized inspectors employed by the General Land Office to supervise geophysical activities by Federal permittees."

BILL ALLCORN

SUBSCRIBED and sworn to before me, by the said BILL ALLCORN, this 29th day of July, 1958, to certify which, witness my hand and seal of office.

(Seal) MARTHA ALWORTH
Notary Public, Travis County, Texas

Appendix H

TELEGRAM FROM GOVERNOR DANIEL TO PRESIDENT EISENHOWER AND THE PRESIDENT'S REPLY

WESTERN UNION TELEGRAM
10/29/57

The Honorable Dwight D. Eisenhower
President of the United States
The White House
Washington, D. C.

Have just been advised that Department of Justice is preparing to file a lawsuit Monday challenging the validity of the original three league boundary of Texas in the Gulf of Mexico and seeking to establish not only a present three mile line but also to recover from the State of Texas even the subsoil and right to explore and develop the minerals between the three mile and the three league lines. This action would violate the promise made by the President of the United States before Texas entered the Union that the Nation would uphold and defend our boundaries as Texas claimed them to be and it would violate the Texas annexation agreement, the Treaty of Guadalupe Hidalgo with Mexico, and your own statements in defense of Texas' position. During our last visit on this subject it was my impression that Justice and State Departments would acknowledge that Submerged Lands Act gives Texas the right to explore the natural resources out to the

original boundary of three leagues even though they might contend that the present boundary is three miles. If it is true that any such lawsuit is contemplated by your Administration to take away all rights beyond three miles then I sincerely request an opportunity to present to you in person the views of this State before any such action is permitted.

Respectfully yours,

PRICE DANIEL
Governor of Texas

THE WHITE HOUSE
Washington

November 7, 1957

Dear Price:

In further response to your telegram of October twentieth, the State of Texas, in my view, should have the right to explore and exploit the submerged lands extending seaward of the Texas coastline for a distance of three marine leagues into the Gulf of Mexico. I earnestly hope that the Submerged Lands Act establishes this as a matter of law.

As you realize, it is appropriate, of course, for the Supreme Court to consider and decide whether

the Submerged Lands Act does, as a matter of law, accomplish this purpose.

In any action that it may be necessary for the Attorney General to take by reason of the June twenty-fourth order of the Supreme Court, the statements that I have publicly made which bear upon this controversy will be presented to the Court, as will the statements made by the Attorney General which, as you know, accorded with my own.

I fully appreciate your interest in this matter and want to thank you for telegraphing me as you did.

With warm regard.

Sincerely,

/s/ DWIGHT D. EISENHOWER

The Honorable Price Daniel
Governor of Texas
Austin, Texas